



PATENT APPLICATION
Docket No.: PATH99-10

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Keith G. Weinstock and David Bush
Application No.: 09/417,507 Group Art Unit: 1645
Filed: October 14, 1999 Examiner: Navarro, Albert Mark
For: Nucleic Acid and Amino Acid Sequences Relating to *Aspergillus fumigatus*
for Diagnostics and Therapeutics

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450	
on <u>4/19/2007</u>	<u>Jennifer Menard</u>
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AMENDMENT UNDER 37 C.F.R. § 1.114
REQUEST FOR CONTINUED EXAMINATION (RCE)

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Request for Continued Examination and Amendment is being filed in lieu of an Appeal Brief following the Notice of Appeal received by the U.S. Patent and Trademark Office on October 20, 2006 and filed by Applicants in the response to the Final Office Action mailed from the U.S. Patent and Trademark Office on April 18, 2006 in the above-identified application. Applicants note that the proposed Amendment of rejected Claims 1-13, filed October 18, 2006 was not entered by the Examiner and request that such Amendment not be entered in favor of the claim amendments proposed herein. Applicants respectfully request withdrawal of the finality of the Office Action and consideration of the present Amendment in view of the accompanying remarks.

A four (4) month extension of time to respond to the Advisory Action is respectfully requested. A Petition for a four (4) month extension of time and the appropriate fee are being filed concurrently.

Amendments to the claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks begin on page 5 of this paper.